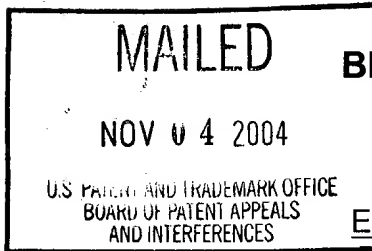


**UNITED STATES PATENT AND TRADEMARK OFFICE**



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**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

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Ex parte D. WADE WALKE, CARL JOHAN FRIDDLE,  
BRIAN MATHUR and C. ALEXANDER TURNER JR.

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Application No. 09/893,321

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**ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER**

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This application was electronically received at the Board of Patent Appeals and Interferences on September 20, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

The following prior art references were incomplete in the Image File Wrapper (IFW):

Page 399 is missing in Bork, P. "Powers and pitfalls in sequence analysis: the 70% hurdle." Genome Research, vol. 10, pp. 398-400, (2000).

Page 249 is missing in Doerks, T., et al. "Protein annotation: detective work for function prediction." Trends in Genetics, vol. 14, no. 6, pp. 248-250 (June 1998).

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Page 1223 is missing in Smith, T.F., et al. "The challenges of genome sequence annotation or "the devil is in the details." Nature Biotechnology, vol.15, pp. 1222-1223

Page 426 is missing in Bork P. et al. "Go hunting in sequence databases but watch out for the traps." Trends in Genetics, vol. 12, no. 10, pp. 425-427, (October 1996).

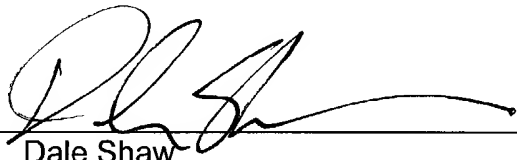
The entire above listed references are needed to process the appeal properly.

Accordingly, it is

ORDERED that the application is returned to the examiner to have the listed references completely scanned into the IFW and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: \_\_\_\_\_



Dale Shaw  
Program and Resource Administrator  
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DMS/eld  
RA05-0035